

**UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TENNESSEE
WESTERN DIVISION**

**GREENWICH INSURANCE
COMPANY,**

Plaintiff/Counter-Defendant,

v.

**US ALL STAR FEDERATION d/b/a
IASF,**

Defendant/Counter-Plaintiff.

Case No. 2:23-cv-02285

MOTION FOR JUDGMENT ON THE PLEADINGS ON DUTY TO DEFEND

Defendant US All Star Federation, Inc.¹ (“USASF”), by and through counsel, pursuant to Federal Rule of Civil Procedure 12(c) and Local Rule 7.2, files this Motion for Judgment on the Pleadings as Greenwich’s Duty to Defend. Plaintiff has filed this action, seeking, among other claims, a declaration that Plaintiff, having issued General Commercial Liability and Excess Policies to USASF, does not have a duty to defend USASF in a series of lawsuits by former student athletes in competitive cheer who assert claims for misconduct and abuse. A review of the four corners of the underlying lawsuits demonstrates that the allegations against USASF trigger coverage under the Policies and require Greenwich to provide a defense pursuant to those Policies. Thus, USASF is requesting a judicial determination that Greenwich has a duty to defend USASF without reservation as a matter of law. In support, USASF relies upon the Memorandum in Support of its Motion, filed contemporaneously herewith, and the entire record in this cause.

¹ The correct corporate name for USASF is U.S. All Star Federation, Inc. Further, Defendant USASF does not operate as “IASF.” See Business Entity Detail on file with the Tennessee Secretary of State, available at <https://tnbear.tn.gov/Ecommerce/FilingDetail.aspx?CN=244072134130140158198177254207251034089217074053>

Dated: January 30, 2024

Respectfully submitted,

**BAKER, DONELSON, BEARMAN,
CALDWELL & BERKOWITZ, P.C.**

/s/ Mary Wu Tullis

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CERTIFICATE OF SERVICE

I, Mary Wu Tullis, hereby certify that on January 30, 2024, I caused a copy of the foregoing document to be served via the electronic filing system to the following counsel of record:

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